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2154

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## TRANSMITTAL FORM

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<b>TRANSMITTAL FORM</b>  <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/674,864	
	Filing Date	3/30/2001	
	First Named Inventor	Brightman, et al	
	Art Unit	2154	
	Examiner Name	El Hady, Nabil M.	
Total Number of Pages in This Submission	11	Attorney Docket Number	cportc01.007

### ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
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### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Gordon E. Nelson #30,093
Signature	
Date	12/20/2005

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SC10981-TS

cportc01.007

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(cportc01.007)**

5    **Applicant:**              Brightman, et al.              **Paper No.:** 8  
      **Application No:**          09/674,864              **Group Art Unit:** 2154  
      **Filed:**                      3/30/2001              **Examiner:** El Hady, Nabil M.  
10    **Title:** *Digital communications processor*  
.....

15    Commissioner for Patents  
      Alexandria, VA 22313-1450

**Response to a non-final Office action****Summary of the prosecution**

20    A RCE was filed in the above patent application on 9/5/2005 which contained a Submission with an amended independent claim 14. In a telephone call to Applicants' attorney on 9/19/2005, Examiner proposed an amendment of independent claim 14 of the Submission in which the limitation that the IC was constructed on a single chip was moved to the body of the claim and dependent claim 17's limitation of an aggregator and dependent claim 22's limitation of a context processor were added to the body of claim 14. Applicants' attorney told Examiner he would have to consult with his client concerning the proposal. Examiner mailed the Office action to which Applicants are now responding on 9/21/05, but Applicants' attorney's client did not respond until October 4.

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30    In the Office action of 9/21/2005, Examiner rejected claims 14-16 under 35 U.S.C. 102(e) as anticipated by U.S. Patent 5,794,060, to Hansen (henceforth "Hansen") and also under 35 U.S.C. 103(a) as being anticipated by Hansen. Examiner rejected claim 17 under 35 U.S.C. 103(a) as being unpatentable over Hansen in view of U.S. patent 5,535,406, to Kolchinsky (henceforth "Kolchinsky") and claim 22 as being unpatentable over Hansen in view of U.S. patent 5,809,176 to Yajima (henceforth "Yajima").

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Applicants have decided that they will accept Examiner's proposal of 9/19/2005 in order to achieve rapid allowance of a patent on their invention, but in so doing they are not conceding the correctness of Examiner's rejections of the claims in the Office action of 9/21/05 or in

prior Office actions and are retaining their right to file a divisional patent application which contains claims 14-23 as presented in the Submission.

**Please amend claims 14-23 as follows:**